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9 UNITED STATES DISTRICT COURT
 10 FOR THE DISTRICT OF NEVADA- LAS VEGAS

11 FLORDELIZA R. MONZON,)	CASE NO: 11-cv-00174-GMN-RJJ
)	
12 Plaintiff,)	
13 v.)	ORDER GRANTING DEFENDANT
)	DEUTSCHE BANK NATIONAL
14 INDYMAC BANK FSB, a federally)	TRUST COMPANY'S MOTION TO
Chartered savings bank; INDYMAC)	DISMISS AMENDED COMPLAINT
15 FEDERAL BANK, a federally Chartered)	FOR FAILURE TO STATE A CLAIM
savings bank; DEUTSCHE NATIONAL)	UPON WHICH RELIEF CAN BE
TRUST COMPANY EE; a Foreign)	GRANTED
16 Corporation; CITY OF LAS VEGAS, a)	
municipal corporation; SUMMERLIN)	
17 NORTH COMMUNITY ASSOCIATION, a)	
domestic Non-profit corporation; QUALITY)	
18 LOAN SERVICE CORPORATION, a)	
Foreign Corporation; NEVADA LEGAL)	
19 NEWS, LLC, a Nevada Limited-Liability)	
Company; DOES I through XX; ROE)	
20 CORPORATIONS I through XX,)	
)	
21 Defendants.)	
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 24 Defendant Deutsche Bank National Trust Company (hereinafter "Deutsche"), by and
 25 through its counsel of record, Elliot S. Blut, Esq., Ecoff, Blut & Salomons, LLP, filed a Motion
 26 to Dismiss Plaintiff's Amended Complaint ("Motion") pursuant to Federal Rules of Civil
 27 Procedure 12(b)(6) on March 28, 2011. (Docket No. 11). A Response to the Motion was due by
 28 April 14, 2011. No Response has been filed.

1 The Court having considered the moving papers, its own files, and good cause appearing,
2 rules as follows:


3 1. Pursuant to Local Rule 7-2(b), any Response and/or Opposition to Defendants'
4 Motion was required to be filed with the Court and served within fourteen days after service of
5 the Motion. No Response and/or Opposition has been filed by the Plaintiff regarding this matter.
6 Pursuant to Local Rule 7-2(d), the failure of an opposing party to file Points and Authorities in
7 response to any Motion shall constitute consent to the granting of the Motion.

8 2. The Court may grant the Motion to Dismiss for failure to follow local rules.
9 *Ghazali v. Moran*, 46 F.3d 52 (9th Cir. 1995). Before dismissing the action, the district court is
10 required to weigh several factors: (1) the public's interest in expeditious resolution of litigation;
11 (2) the court's need to manage its docket; (3) the risk of prejudice to the defendants; (4) the
12 public policy favoring disposition of cases on their merits; and (5) the availability of less drastic
13 sanctions.

14 The Court has considered these factors and finds that Plaintiff has received notice and has
15 been given ample time to respond.

16 IT IS THEREFORE ORDERED, that based on the foregoing, the Motion to Dismiss is
17 GRANTED and Defendant, Deutsche Bank National Trust Company, is hereby **DISMISSED**
18 **without prejudice**.

19 **DATED** this 19th day of April, 2011.

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23 Gloria M. Navarro
24 United States District Judge
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